

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Peter SONDEREGGER

Application No.: 09/403,724

Filed: October 26, 1999

For: NEUROTRYPSIN

)
)
) Group Art Unit: Unassigned

)
) Examiner: Unassigned
)
)
)

TRANSMITTAL OF VERIFIED STATEMENT CLAIMING
SMALL ENTITY STATUS - INDEPENDENT INVENTOR
AND
REQUEST FOR REFUND



Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith is a Verified Statement (Declaration) Claiming Small Entity Status, duly executed by the Peter Sonderegger of the above-identified patent application.

It is respectfully requested that one-half of the original filing fee filed on October 26, 1999, in the amount of \$914.00, be refunded to Applicant and deposited in Deposit Account No. 02-4800.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: December 20, 1999

By:

Richard C. Ekstrom
Registration No. 37,027

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

PCT
410 Rec'd PCT/PTO 07 FEB 2000

Patent
Attorney's Docket No. 030708-035

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)

Peter SONDEREGGER)

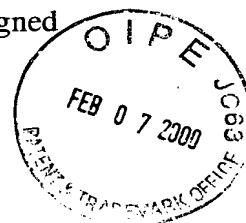
Application No.: 09/403,724)

Filed: October 26, 1999)

For: NEUROTRYPSIN)

Group Art Unit: Unassigned

Examiner: Unassigned



**RESPONSE TO NOTIFICATION OF MISSING
REQUIREMENTS UNDER 35 U.S.C. § 371**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

A Notification of Missing Requirements Under 35 U.S.C. § 371 was mailed in the subject application on January 5, 2000. According to that Notice, an executed Declaration was not present in the subject application. However, on December 20, 1999, an executed Declaration/Power of Attorney was filed in the subject application. A copy of the papers by which the Declaration/Power of Attorney was filed December 20, 1999, as well as a copy of the PTO date-stamped postcard, are attached hereto. Accordingly, it is believed that the requirements under 35 U.S.C. § 371 for the filing of an executed Declaration have been met.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: Richard C. Ekstrom
Richard C. Ekstrom
Registration No. 37,027

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620
Date: February 7, 2000

Inventor: Peter SONDEREGGER

Appln. No. 09/403,724

Filing Date: October 26, 1999 23

Docket No.: 030708-035

Work Atty: RCE

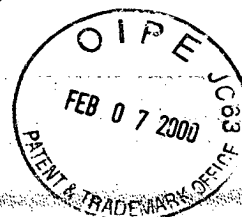
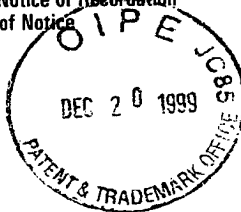
Date: December 30, 1999

 The following was/were received in the U.S. Patent and Trademark Office on the date stamped hereon:

- ☐ Amendment or Response
- ☒ Preliminary Amendment
- ☐ Reply Transmittal Letter
- ☐ Petition for _____ Month Extension of Time
- ☐ Submission of Formal Drawings
w/____ sheet(s) of drawings (Fig(s). 1- ____)
- ☐ Request for Approval of Drawing Changes
w/____ sheet(s) of red ink drawings
- ☐ Notice of Appeal
- ☐ Brief for Appellant
- ☐ Request for Oral Hearing
- ☐ Reply Brief
- ☐ Response to Restriction Requirement or Election
of Species
- ☐ Terminal Disclaimer
- ☐ Certificate Under 37 C.F.R. § 3.73(b)

- ☒ Transmittal Letter for Missing Parts
of Application
- ☒ Executed Declaration/Power of Attorney
- ☒ Small Entity Declaration
- ☐ Assignment/Assignment Recordation Form
Cover Sheet (PTO-1595)
- ☐ Claim for Convention Priority
w/____ certified copy(s)
- ☐ Information Disclosure Statement
w/____ document(s)
- ☐ Information Disclosure Citation (PTO-1449)
- ☐ Information Disclosure Statement
Transmittal Letter
- ☐ Request for Corrected Notice of Recordation
of Assignment w/copy of Notice

- ☒ Check for \$ 65.00 is enclosed
- ☐ Check for \$ _____ is enclosed
- ☐ Charge \$ _____ to Deposit Account
- ☐ Issue Fee Transmittal
- ☐ Payment of Issue Fee and Authorization
to charge Deposit Account
- ☐ Request for Refund
- ☐ Status Inquiry
- ☐ Request for Corrected Filing Receipt
w/copy of official Filing Receipt
- ☒ Sequence Listing
- ☒ Declaration Pursuant to 37 C.F.R. 1.821-1.825
- ☒ Computer Readable Diskette



(09/99)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)

Peter SONDEREGGER)

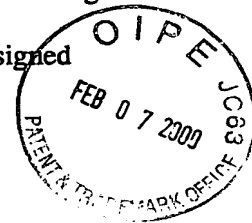
Application No.: 09/403,724)

Filed: October 26, 1999)

For: NEUROTRYPSIN)

Group Art Unit: Unassigned

Examiner: Unassigned



TRANSMITTAL LETTER FOR MISSING PARTS OF APPLICATION

BOX: MISSING PART

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In complete response to the Notice to File Missing Parts of Application Under 37 C.F.R. § 1.53(e) dated not yet received, enclosed please find:

- ☒ a Combined Declaration and Power of Attorney signed by the inventor(s) and the surcharge of ☒ \$65.00 (205) [] \$130.00 (105) as set forth in 37 C.F.R. § 1.16(e);
- [] Note that the inventor(s) identified on the currently filed Combined Declaration and Power of Attorney are different than listed on the application filing papers.
- ☒ a Statement Claiming Small Entity Status, and a Request for Refund;
- [] a Petition for Extension of Time;
- [] a verified English translation of the Application, and the \$130.00 (139) fee as set forth in 37 C.F.R. § 1.17(k);
- [] an Assignment document and a separate check for the Assignment recordation fee;
- ☒ a copy of the Sequence Listing, Declaration Pursuant to 37 C.F.R. §§ 1.821-1.825, a computer readable diskette and a Preliminary Amendment.
- ☒ a check in the amount of \$ 65.00 for the fee due for missing parts; and
- [] charge \$ _____ to Deposit Account No.02-4800 for the fee due for missing parts.

DOCKETED
filed 04/13/2000

(09/99)

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

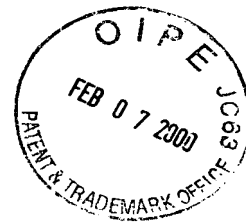
Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

P.O. Box 1404
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By: Richard C. Ekstrom
Richard C. Ekstrom
Registration No. 37,027

Date: December 20, 1999



09/403724



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: ASSISTANT COMMISSIONER FOR PATENTS
Box PCT
Washington, D.C. 20231

U.S. APPLICATION NO. 724	INVENTOR NAMED APPLICANT SONDEREGGER	ATTY. DOCKET NO. 030708-035
INTERNATIONAL APPLICATION NO. PCT/IB98/00625		
I.A. FILING DATE 04/24/98		PRIORITY DATE 04/26/97
DATE MAILED: 01/05/00		

WILLIAM L MATHIS
BURNS DOANE SWECKER & MATHIS
PO BOX 1404
ALEXANDRIA VA 22313-1404

901hp
FEB 07 2000
PATENT & TRADEMARK OFFICE

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),
☒ an Elected Office (37 CFR 1.495):
☒ U.S. Basic National Fee.
☒ Copy of the international application in:
☐ a non-English language.
☒ English.

- ☐ Translation of the international application into English.
☐ Oath or Declaration of inventors for DO/EO/US.
☐ Copy of Article 19 amendments.
☐ Translation of Article 19 amendments into English.
☒ The International Preliminary Examination Report in English and its Annexes, if any.
☐ Translation of Annexes to the International Preliminary Examination Report into English.
☒ Preliminary amendment(s) filed 10-26-99 and
☐ Information Disclosure Statement(s) filed and
☐ Assignment document.
☐ Power of Attorney and/or Change of Address.
☐ Substitute specification filed
☐ Statement Claiming Small Entity Status.
☒ Priority Document.
☒ Copy of the International Search Report and copies of the references cited therein.
☐ Other:

2. The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
☒ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
☐ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes MUST be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.
5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed: ☒ PCT/DO/EO/917 ☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Barbara Campbell
National Stage Processing

Telephone: (703) (703) 305-3631

1-7-00/10R
BURNS, DOANE, SWECKER & MATHIS, LLP
RECEIVED

JAN 07 2000

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WLM/BJB

Dr Zink